



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:)
)
Veolia ES Technical Solutions, L.L.C.,) Docket No. RCRA-02-2016-7101
)
Respondent.)

ORDER ON REQUEST FOR EXTENSION

By Prehearing Order dated June 23, 2016, I set deadlines for a number of prehearing procedures in this matter, including the filing of a status report regarding the status of any settlement negotiations between the parties and a prehearing exchange of information by the parties. On July 14, 2016, Complainant timely filed a status report in the form of a letter, in which Complainant describes the parties’ ongoing efforts in attaining a settlement and relates that “the parties are confident that a settlement can be reached.” On behalf of the parties, Complainant proceeds to request a two-month extension of the deadlines set in the Prehearing Order for the parties’ prehearing exchange to enable the parties to reach a settlement and execute a Consent Agreement and Final Order, which the parties expect to require additional time because of their wish to include a Supplemental Environmental Project.

The procedural rules that govern this proceeding, set forth at 40 C.F.R. Part 22, authorize the Presiding Officer to grant an extension of time for the filing of any document “upon timely motion of a party to the proceeding, for good cause shown, and after consideration of prejudice to other parties.” 40 C.F.R. § 22.7(b). Upon consideration, I find that Complainant’s request shows good cause and otherwise meets the requirements of the procedural rules.¹ Agency policy supports settlement of a proceeding without the necessity of a formal hearing. *See* 40 C.F.R. § 22.18(b)(1). Undoubtedly, the interests of the parties and judicial economy are best served by the parties resolving this matter informally and expeditiously. Accordingly, the request for an extension is hereby **GRANTED**. Complainant shall file a Status Report regarding the status of the parties’ settlement negotiations, which shall not include any specific terms of settlement, on or before **September 2, 2016**. If the case is settled, the parties shall file their fully-executed Consent Agreement and Final Order no later than **October 5, 2016**.

If the parties are unable to finalize their settlement on or before the latter date, the parties

¹ That being said, the parties are advised to make requests for extensions of filing deadlines as a separately filed motion, rather than as part of a status report.

shall file their prehearing exchanges pursuant to the following schedule, as proposed by the parties:

October 5, 2016	Complainant's Initial Prehearing Exchange
October 26, 2016	Respondent's Prehearing Exchange
November 9, 2016	Complainant's Rebuttal Prehearing Exchange

SO ORDERED.



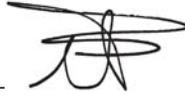
Christine Donelian Coughlin
Administrative Law Judge

Dated: July 15, 2016
Washington, D.C.

In the Matter of Veolia ES Technical Solutions, L.L.C., Respondent
Docket No. RCRA-02-2016-7101

CERTIFICATE OF SERVICE

I hereby certify that true copies of this **Order on Request for Extension**, dated July 15, 2016, and issued by Administrative Law Judge Christine Donelian Coughlin, were sent to the following parties on this 15th day of July 2016, in the manner indicated.



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Dated: July 15, 2016
Washington, D.C.